

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**

BY:  COMPLAINT  INFORMATION  INDICTMENT  
 SUPERSEDING

**OFFENSE CHARGED**

21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B)(iii) – Possession With Intent To Distribute Crack Cocaine;  
 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C) – Possession With Intent To Distribute Crack Cocaine

Petty  
 Minor  
 Misdemeanor  
 Felony

PENALTY: SEE ATTACHMENT

**E-filing**

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

**FILED**

OAKLAND DIVISION

JUL 16 2008

**DEFENDANT - U.S.**

RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND

DISTRICT COURT NUMBER

**CR08-469 SBA****PROCEEDING**

Name of Complainant Agency, or Person (&amp; Title, if any)

Federal Bureau of Investigation

person is awaiting trial in another Federal or State Court,  
 give name of court

this person/proceeding is transferred from another district  
 per (circle one) FRCrp 20, 21, or 40. Show District

this is a reprocution of  
 charges previously dismissed  
 which were dismissed on motion  
 of:

U.S. ATTORNEY  DEFENSE

SHOW DOCKET NO.

this prosecution relates to a  
 pending case involving this same  
 defendant

MAGISTRATE  
CASE NO.

prior proceedings or appearance(s)  
 before U.S. Magistrate regarding this  
 defendant were recorded under

4:08-70360 WDB

Name and Office of Person  
 Furnishing Information on this form JOSEPH P. RUSSONIELLO

U.S. Attorney  Other U.S. Agency

Name of Assistant U.S.  
 Attorney (if assigned)

JAMES C. MANN, AUSA**IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.  
 1)  If not detained give date any prior  
 summons was served on above charges

2)  Is a Fugitive3)  Is on Bail or Release from (show District)**IS IN CUSTODY**4)  On this charge5)  On another conviction Federal  State6)  Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer  Yes  
 been filed?  No

If "Yes"  
 give date  
 filed

DATE OF  
ARREST

Month/Day/Year

Or... if Arresting Agency &amp; Warrant were not

DATE TRANSFERRED  
TO U.S. CUSTODY

Month/Day/Year

 This report amends AO 257 previously submitted**PROCESS:**

SUMMONS  NO PROCESS\*  WARRANT

Bail Amount: \_\_\_\_\_

If Summons, complete following:

Arraignment  Initial Appearance

\* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Defendant Address:

Date/Time: \_\_\_\_\_

Before Judge: \_\_\_\_\_

Comments:

**ATTACHMENT TO PENALTY SHEET FOR MONLETO LAMONT HOLLY**

**Count 1:** 21 U.S.C. §§ 841(a)(1), (b)(1)(B)(iii) - Possession With Intent To Distribute A Schedule II Controlled Substance (Cocaine Base).

*If 851 Information alleging prior felony narcotics conviction filed:*

(1)	Imprisonment:	Maximum Life Imprisonment Mandatory Minimum 10 Years Imprisonment
(2)	Fine:	Maximum \$4,000,000
(3)	Supervised Release:	Maximum Lifetime Mandatory Minimum 8-Year Term
(4)	Special Assessment:	\$100.00

*If 851 Information alleging prior felony narcotics conviction not filed:*

(1)	Imprisonment:	Maximum 40 Years Imprisonment Mandatory Minimum 5 Years Imprisonment
(2)	Fine:	Maximum \$2,000,000
(3)	Supervised Release:	Maximum Lifetime Mandatory Minimum 4-Year Term.
(4)	Special Assessment:	\$100.00

**FILED**

JUL 16 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

**United States District Court**

FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

VENUE: OAKLAND

**CR08-469 SBA**

UNITED STATES OF AMERICA,

v.

E-filing

MONLETO LAMONT HOLLY,

DEFENDANT(S).

**INDICTMENT**

21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B)(iii) – Possession With Intent  
To Distribute Crack Cocaine;

21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C) – Possession With Intent  
To Distribute Crack Cocaine

A true bill.

*Jui w*  
\_\_\_\_\_  
Deputy Foreman

Filed in open court this 16<sup>th</sup> day of  
July 2008

Clerk

Bail, \$ \_\_\_\_\_

*TJG process*  
*RBC*  
7/16/08

1 JOSEPH P. RUSSONIELLO (CABN 44332)  
2 United States Attorney  
3  
4  
5  
6  
7

E-filing

FILED

JUL 16 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

8 UNITED STATES DISTRICT COURT  
9  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 OAKLAND DIVISION

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 MONLETO LAMONT HOLLY,

16 Defendant.

CR08-469 SBA

VIOLATIONS: 21 U.S.C. §§ 841(a)(1) and  
841(b)(1)(B)(iii) – Possession With Intent  
To Distribute Crack Cocaine; 21 U.S.C. §§  
841(a)(1) and 841(b)(1)(C) – Possession  
With Intent To Distribute Crack Cocaine

OAKLAND VENUE

19 INDICTMENT

20 The Grand Jury charges:

21 COUNT ONE: (21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B)(iii) – Possession With Intent To  
22 Distribute Crack Cocaine)

23 On or about May 26, 2007, in the Northern District of California, the defendant,

24 MONLETO LAMONT HOLLY,

25 knowingly and intentionally possessed with intent to distribute a Schedule II controlled  
26 substance, namely, approximately 21.2 grams of a mixture and substance containing a detectable  
27 amount of cocaine base in the form of “crack,” in violation of Title 21, United States Code,  
28 Sections 841(a)(1) and 841(b)(1)(B)(iii).

INDICTMENT

1 COUNT TWO: (21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B)(iii) – Possession With Intent To  
2 Distribute Crack Cocaine)

3 On or about April 23, 2008, in the Northern District of California, the defendant,

4 MONLETO LAMONT HOLLY,

5 knowingly and intentionally possessed with intent to distribute a Schedule II controlled  
6 substance, namely, approximately 11.5 grams of a mixture and substance containing a detectable  
7 amount of cocaine base in the form of “crack,” in violation of Title 21, United States Code,  
8 Sections 841(a)(1) and 841(b)(1)(B)(iii).

9 COUNT THREE: (21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C) – Possession With Intent To  
10 Distribute Crack Cocaine)

11 On or about June 5, 2008, in the Northern District of California, the defendant,

12 MONLETO LAMONT HOLLY,

13 knowingly and intentionally possessed with intent to distribute a Schedule II controlled  
14 substance, namely, approximately <sup>3.5 gcm</sup> ~~4.1~~ grams of a mixture and substance containing a detectable  
15 amount of cocaine base in the form of “crack,” in violation of Title 21, United States Code,  
16 Sections 841(a)(1) and 841(b)(1)(C).

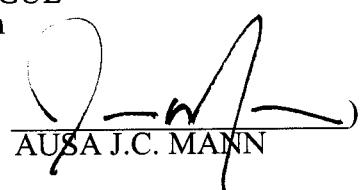
17  
18 DATED: July 16, 2008

A TRUE BILL.

19  
20 Deputy   
21 FOREPERSON

JOSEPH P. RUSSONIELLO  
United States Attorney

  
24 W. DOUGLAS SPRAGUE  
Chief, Oakland Branch

25  
26 (Approved as to form:   
AUSA J.C. MANN

27  
28 INDICTMENT